warmer, easter'y winds,

NEW YORK, SATURDAY, APRIL 25, 1896-COPYRIGHT, 1896, BY THE SUN PRINTING AND PUBLISHING ASSOCIATION. VOL. LXIII.—NO. 238.

MANY MATABELES KILLED.

HARD FIGHTING WITH THE BRIT-

ISH NEAR BULUWAYO.

Scious's Men Acquit Themselves Courage ously, Although Attacked by Superior Numbers and Also Ambushed-Individual

Instances of Great Personal Bravery.

CAPE Town, April 24.-A despatch from Buluwayo, dated April 24, says that Com-mander Duncan, with 100 whites and 200 natives, with Maxim and Hotchkiss guns, met the Matabeles three miles from Buluwayo. The Matabeles fired a heavy volley into the firitish party.

One of the whites of the British party was killed, three of the officers were wounded, and several of the natives were killed. The Matabeles lost 150 killed and many more

The details of the fighting show that the British party met with no resistance until they reached the Umguza River, where they came

upon the enemy. The force from Buluwayo occupied the south bank of the river for a distance of a mile, while the Matabeles were stretched along the north bank for four miles. Selous, with a hundred natives, was stationed in the centre, the Afrikanders formed the left wing, and Guy's couts the right wing. The British force crossed the river and rushed upon the Matabeles, who

were outflanked and driven into the water. The enemy awarmed up, however, and attempted to get in the rear of the British, obliging the Afrikanders to gallop back to intercept Giny's scouts fell into an ambush and had to

make a rush to extricate themselves from the Matabeles, who were pouring a hot fire into There were many instances of personal hero

Trooper Baxter, seeing Corporal severely wounded and his horse shot under him, jumped from his own horse and helped Wise to nount, thus enabling the corporal to escape. Baxter gave his life for his friend, for soon

after Wise's escape he was killed by a stroke from an assegal hurled by one of the ambushed foes. Ghy had a parrow escape, a bullet graz his head.

Lieut. Hood was hurt severely and Lieut Crewe was slightly wounded. Crewe insisted that Hood should take his horse, and Hood did so, and effected his escape. Crewe also got off without further injury, but

had great difficulty in escaping Baxter's fate. The Hotchkiss and Maxim guns became jammed early in the fight. They were fired only twice. Had it not been for this the loss of the Matabeles would have been far heavier than it was.

The horse that Selous was riding was killed in midstream, and the rider barely escaped with

All the troops were cool and plucky. The exact number of the killed and wounded Mata beles is not known.

The Matabeles were in full retreat, and were being closely pursued by the British and their native allies, when the order was given for the latter to fall back to Buluwayo, it being feared that a much stronger force would be met with. The Government has cautioned the officers to act on the defensive only until reënforcements shall have arrived.

It is thought here that the sortie will prevent the natives from attempting to attack the town which it was their evident intention to do. There is no truth in the report that the British were defeated. The only basis for it was a

statement in the first despatches that the British had been driven into the river. Later details make no mention of this, and it is thought that the statement was a mistaken one for the British crossing the river to reach

DR. PULLMAN RETRACTS.

the enemy at close quarters.

Ackn. wiedges That He Wrofiged Actress dane May She Scores Him.

made about Mile. Jane May, the French actress, and the \$25,000 slander suit instituted against the clergyman is ended. It has been pending tionist, has received this note from Thomas C. in the Superior Court in this county since last November, and Dr. Pullman has been under heavy bonds furnished by wealthy members os his congregation. The suit grew out of certain statements made by Dr. Pullman re garding Mile, May, during a sermion preached shortly after her appearance in this city. characterized her as a "low, swell Parislan

In his statement Dr. Pullman says that his idea of the performance was based entirely noon a criticism purporting to have been taker from a New York newspaper and reproduced In a Bridgeport paper, and from that, and from pictures upon the billboards about town, he concluded that any one taking part in such a performance must needs be a person of low moral position. He says his remarks were intended to be impersonal, and if they in any

tended to be impersonal, and if they in any way reflected on the private character of Mile. May be freely regrets it.

The consideration mamed in the document of retraction is \$1, but it is understood quite a large sum was paid. The lawyers in the case refuse to give the amount paid. In accepting the apology of Dr. Pullman Mile. May scores the clergyman. She says:

"Your retraction of the reckless and unchistian charges against my moral character has been submitted to me and is accepted. I have been imade aware of the fact that since the utterance of those awful words against me in wife and mother, afflictions have befallen the sacred circle of your home, and out of a spirit of charity, which you did not see fit to extend to me, I do not desire to add more to your burden by the annoyance which a continuance of my suit would naturally cause you and yours. I therefore accept your retraction as sufficient.

"But I feel that I can without impropriety

and yours. I therefore accept your retraction as sufficient.
"But I feel that I can without impropriety suggest that it is my hope that the course I have pursued in this matter may at least be the means of deterring clergymen who think less in the pulpit of the gospel of Christ than of notoriety and self-aggrandizement from making unprovoked and malicious attacks upon actresses of whom they know absolutely nothing. Before directing such language against any lady, which it seems no gentleman could, you might ask, 'How would I regard these same words if spoken of my mother, wife, or daughter, by any one, especially a minister of the gospel? If you were a man, clergyman though you be, you would resent it with all the energy of the champion of a right-cous cause. I do not intend these remarks as personal but as general in their application. When we meet on that last awful day before Him who will judge us all. He will decide between us and right the wong which you have done me, but which it is beyond your power to undo."

to undo."

The action of Dr. Pullman is a great surprise,
as he has been very deflant, refusing even to
allow his lawyers to take advantage of certain
technicalities in the case which would have
been greatly to his advantage had the case
ever opne to trial. ever come to trial.

Dr. Pullman says in his retraction published

Dr. Pullman says in his retraction published this evening:

"At that time I knew absolutely nothing of Mile. May beyond her relation to that performance, and it was my deliberate purpose that my remarks should be impersonal. I have from the first regretted exceedingly that my words were connected with the actress. It was a great satisfaction to me that Mile. May repudiated the aforesaid article as a truthful description of her performance; and if I have done her any injury or injustice by assuming that the article was published with her consent, or used any expressions which in any degree may have reflected upon her private character. I regret it. And this has been my attitude in this case from the first.

Ten Miles of Country Flooded.

QUEBEC, April 24 .- Water covers the village of St. Bartholemi and the surrounding country within a radius of five miles. The devastation is complete. Farmers have lost all their live atock and seed for the coming season. Dead hor-es and other animals are floating about. Heiddings have disappeared and people have had to climb trees and floating wreokage to es-cape death. Hoats patrol the immense lake day and night to save life. TWO WOMEN MURDERED.

LA PLATTA, Md., April 25. Two women were killed while eleeping at Cockings, near Hill Top, Charles county, early this morning, and s posse is scouring the neighborhood, looking for

The victims were Mrs. Cocking, the wife of Joseph Cocking, who keeps a general store on the road between La Platta and Port Tobacco, and her sister, Miss Daisy Miller. Cocking was found this morning in the cellar of his place by Nick Jones, a colored man, with a wound on his forehead. Jones had come to make a purchase, and found the store door open, the bolt having been sprung.

Within there was disorder. Jones heard a voice calling from the cellar, and going down found Cocking there with his legs tied. Cocking said that his hands had also been tied, but that he cut the rope with a piece of glass. He said that during the night he heard a noise in the

As he was entering he was struck, and when consciousness returned found himself in the cellar, bound hand and foot. Jones was then sent up stairs and found Mrs. Cocking dead. She had evidently struggled, for a pillow had been used to stiffe her cries. With a natchet she had been struck over her right ear. The hatchet penetrating her brain. Her skull was

by Cocking as the motive, but nothing was taken save \$7 which Cocking had in his till. Cocking's wound is not serious.

The Britannic Runs Into a Veritable School of Ice Mountains.

The iceberg season of 1896 may be more remountains drifted away down to latitude 41". edge of the Grand Banks, in latitude 43° 12', The air was fortunately free of mist, but the sky was overcast, and the lookouts strained their eyes through the darkness as the Britannic steamed lazily, at an eleven-knot pace on

She crushed through a lot of flimsy field ice. and once in a while, passed so close to a small berg that a good jumper might have leaped to it. Her officers sighted altogether thirty-two bergs to the north and south of her from 8 A. M. until midnight. That is a record for a liner of her class. The last seen was in latitude 42° 41', longitude 51° 27'. The bergs worth telling about in the log were from 50 to more than 100 feet high. The smaller bergs were not inentioned except as "small pieces of lee."

On Wednesday last, at 10 A. M., the Britannic ran into a flerce northwesterly gale which piled high seas on her starboard bow. One of the combers swashed overboard, smashed one of the forward starboard lifeboats, and broke the telegraph apparatus running from the bridge to the engine room. Chief Officer Chapman, who was on duty on the bridge, got a ducking. Nobodywas hurt. and once in a while, passed so close to a small

THE GREATER NEW YORK BILL. Its Passage May Muke Mugwumps of

The committee, representing the Republican organization in Brooklyn, or, rather, the "Administration" side of it, expects to go to Albany on Monday to urge Gov. Morton to veto the Greater New York bill. The visit will be of a perfunctory character, as there is no expectation that the committee will be successful in its

The League of Loyal Citizens have not yet closed up shop. One of them said: "All we have got to do now is to attend the primaries and get in line for Saxton for Governor. There BRIDGEFORT, April 24.—The Rev. Dr. Pullman are only two men for Governor whom we want of this city has publicly retracted all statements and these are Saxton and Stanchfield. Saxton

Platt:

Dran Sir: I do not think I am entitled to such a large measure of praise as is conveyed in your letter of yesterday over the result at Albany on the Greater New York bit. I have been steadily and enthusiastically in favor of that measure because I believe in it, and I am glad to know that there are so many men of prominence like yourself in your city who approve of the grand result. I thank you for your words of concratilation.

It was rumored yesterday at the Real Estate Exchange that since the passage of the Constitution bill, contracts involving the sale of \$2,000,000 worth of property in Brooklyn 1 are been made by New York capitalists, contingent on the signing of the bill by the Governor.

SIRE, PLATT: GRANDSIRE, GREEN.

Exchange of Compliments Between Progenitors of the Greater New York. The Hon, Andrew H. Green called on ex-Sen-

"I came to offer my congratulations to the father of Greater New York. Mr. Platt was equal to the occasion. He rose

the grandfather of Greater New York." Naturally, everybody wants to know now the names of the nine Commissioners Gov. Morton s to appoint under the Greater New York bill. It is true that the Governor hasn't signed the bill, but such a contingency as a veto from him isn't considered for a moment. Just when the Governor will sign the bill, it was said last night, is another question. It was added that he may not sign it while the Legislature is in session, but let it go over and become one of the thirty-day bills and sign it as such. He would still have the authority then to appoint the nine toommissioners to serve in the interim, and they could come up for confirmation by the Senate in December.

Gov. Morton will be flooded with applications for these nine. Commissionerships. Already prominent Republicans are being besteged for letters to the Governor recommending this wise man and that. It is true that the Governor hasn't signed the

Mrs. Lauterback and Mrs. Townsend Make Up the Fateful Number for Him.

Mayor Gets a Skate On-His Mantelpiece. The wits about the City Hall had a red-letter day yesterday, and they are going to give May-or's Clerk Burrows a vote of thanks. Mr. Burrows was married not so very long ago, and spent his honeymoon in Florida. He returned on Thursday, and brought with him a present to the Mayor. It is a stuffed "skate," a horri-

PATRIOTS ARE SHOT DEAD.

Passive Murder Done in the Field.

ing to this understanding, but others decline to day unarmed or wounded men, and deliver

Many of the so-called prisoners of war never carried a gun or engaged in battle, but were taken from plantations or from small towns and hamlets in the interior, where the Spaniards assume that all men are insurgents. They are not far from right in this. The prisoners are brought to Havana, bound and strongly guarded to prevent rescue before reaching the city and nob violence afterward. The lower class Spanlards gather about each batch of prisoners and clamor for blood as they pass through the streets to the ferry to Capanas fortress or Morro

of five military men, who order the death penalty under Weyler's decree that all insurgents are bandits and incendiaries, and deserving of death. The prisoners have no opportunity to make a defence, and all Cubans in the insurgent armies know that capture means death. When condemned to death they receive twentyfour or forty-eight hours to prepare for the end. They have what they want to eat, and are placed in the chapel at Cabanas fortress, with priests in constant attendance for the last twelve

Most of the Cuban patriots who have paid the extreme benalty since Weyler has been here have died bravely. I saw three of them meet their fate last Friday morning. They were José Barcallao and Estiva Hernandez, white, and Gregorio Borges, colored. During the night before the execution Barcallao made severat feigned attempts to escape from the chapel. hoping that the guards would shoot him down, preferring that to death in public. The guards forced him back each time without firing at

I crossed the bay a few minutes after 6 o'clock on the morning set for the execution. It took place promptly at 7. The three men, escorted by a file of soldiers and supported by an order of lay brethren of the Catholic Church, were taken from the chapel to a space between the outer and the inner walls and at the eastern end of the fortress. The place is part of a dry moat which extends round the three land sides of the fort, and is from 100 to 150 feet wide. It is cut out of the solid rock. On the level bed of the moat a battalion of Spanish regulars formed three sides of a square. The fourth side was the main wall of the fortress.

In front of that were led the prisoners, with arms tied behind their backs. Just outside the square about 100 persons had gathered to see the executions. Most of them were Spanlards. On the walls of the fortress 200 or 300 soldiers were grouped where a good view could be ob-

es away. Four men were ordered to aim when all was ready. The officer raised his sword, there was a rattle of musketry, and the men fell forward on their faces. Hernandez and farcaliae showed signs of life. A sergeant with his revolver gave Hernandez two extra shots, the time de gracia, as it is called. The lay brothers carried the bodies to Havana and buried them in the pauper burying ground. thers carried the bodies to Havana and ied them in the pauper burying ground, hose three men belonged to Macco's army, were with Zaya's column in operations and Managua when the town was attacked cancileids in the neighborhood burned, he engagement with the Spanish troops the ee men got separated from their party and e captured. were captured.
It is said that many more Cubans who fought
in the insurgent ranks will be shot during the
next two weeks.

SPAIN'S TRUST IN CLEVELAND.

and Feel Encouraged. ment nor the insurgents were aware that President Cleveland harbored the idea of recognizing

the insurgents as belligerents. The military situation in Cuba, he added, was more satisfactory. There were many symptoms that the insurgents lacked ammunition and other resources. Fifteen hundred country people in one province had submitted, and the Government was bound to assist them.

THE SIEGE OF FORT BANYA.

parcial from Havana says that Gen. Gonzalez, who sailed from Manzanillo with a large force, landed near Fort Zanya and marched to the relief of that place. The fort had been besieged for five days by 3,500 insurgents under Rabi,

SOMNAMBULIST'S ANKLE BROKEN.

Mamie Abeara Walked Out of a Secondstory Window in the Bowery

Thursday. At half past 4 o'clock yesterday morning the cashier of Brandt's restaurant, on the ground floor of the building, saw something which he thought was a mattrees fall to the slidewalk in front of his place.

He ran out and saw the Ahsara girl trying to arise. She fell back again, and as ambulance was sugmoned. While it was on its way the girl said she had walked out of her room window while she was asleen. She added that she had often walked in her sleep, but was never hefore injured. Dr. O'Mara, the ambulance surgeon, who said that he believed the girl to be a somnambulist, took her to the Gouvarneur Hospital.

BLOODSHED IN COMMITTEE.

Mr. Gravatt Panches Mr. Applegate's Non-After a Charge of Corruption. ASBURY PARK, April 24. There was a meet-

ing of the Neptune Township Committee this afternoon. Thomas T. Gravatt and John T. Applegate, both well-known business men, ar mbers of the committee. Gravatt formerly had charge of the township police force. At a meeting of the committee last week Mr. Applegate intimated that Gravatt, while at the head of the poster force, had demanded five dollars a month from each of the policemen under threat of dismissal. At to-day's meeting the charges were made openly by Mr. Applegate. Mr. Gravatt asked him where he got his information

"I got it from Officer Landon," said Mr. Annie-gate. "He came to me one day and asked for the loan of \$5, saying that he had to give it to you in order to hold his place. I gave him the money. He then left my store. I looked out of he place and saw him hand you the money." Mr. Gravatt's face turned several different shades of red. He told Applegate that the story was a lie and defied him to prove it. He accused Applegate of taking tips from certain contrac-tors from whom he had bought street material, and the latter reiterated his charges.

Mr. Gravatt left his chair, and, going over to Mr. Applegate, struck him repeatedly in the face. Blood from Applegate's nose stained his shirt front and left marks on the floor. He tried to get out of his antagonist's way, and it was only after his face had been badly bruised and his eyes blacked that he managed to reach the door. Gravatt started in pursuit, but his friends caught him before he could get outside of the oom. Applegate ran into the street, his face overed with blood. A story soon gained circulation that one of the committeemen had been stabbed. After having his wounds dressed Applegate appeared on the street again. He re fused to say anything about the assault.

THIS JURY SAYS LEVY'S SANE, In Spite of His Fifteen Years' Hankering

for Lips that Are for Others, Daniel Levy, the advertising agent who was arrested three months ago for annoying Mrs. Harriet Lehman, wife of Sigmund Lehman, with protestations of affection for fifteen years hand running, was declared same yesterday by a jury before Justice Freedman of the Supreme Court. The hearing was ordered as the result of habeas-corpus proceeding taken out by Levy to secure his release from Ward's Island, where he has been since his arrest. This is the third trial under the proceedings. On the first trial the jury was discharged on evidence that two of them had been spoken to by strangers about the case. The second trial resulted in a disagreement.

On Thursday afternoon Justice Freedman ordered this jury to bring in a scaled verdict yesterday morning. They came into court and said they could not agree. On the first ballot, it is said, the jury stood 8 to 4. Justice Freedman again ordered them out, and after about two hours they agreed that Levy was sane.

Levy was remanded to the Ward's Island Asylum until the result of the verdict could be certified to the Justice sitting in Special Term, Part II. An application will probably be made for Levy's discharge to-day.

ARE THESE WOMEN ROBBERS? Locked Up for Steating a Wagon Lond of Grain from Farmer Eick,

SOMERVILLE, N. J., April 24.-Mrs. Anna. Manning and her daughter, Mrs. Louisa Philhower, were indicted in the Somerset Court today for stealing a wagon load of grain from the barn of Hezekiah Eick at Bedminster, on Friday night. On the following day Eick traced the thieves from his barn to Raritan by means. of a peculiar hoof mark which one of the robbers' horses made in the road. The tracks led to the residence of Mrs. Manning in Main street,

the residence of Mrs. Manning in Main street, and there, tied in front of the house, was found the horse with the peculiar hoof and another horse attached to a wagon containing bags of grain which Efek alleges were taken from his barn.

The team was claimed by Mrs. Louisa Philhower, who said she had driven it from her home at Chester, Morris county, in order to bring her mother. Mrs. Manning, to Raritan, Both women denied stealing the grain. The rig was taken care of by the atthorities and the women were placed in the county jail. To-day Charles Philhower, the husband of one of the women, arrived here from Chester. He was unable to raise the amount of bail required for the release of his wife. He was told that he could have his horses. On going to the livery where they had been placed he received a bill for their board that exceeded the value of his earthly possessions. He left the horses and went home. Mrs. Manning and Mrs. Philhower, who have heretofore borne good reputations, will be tried during the present term of court. during the present term of court.

PARDRIDGE DIED INTESTATE. The Chicago Plunger's Estate Valued at

Nearly \$8,000,000 CHICAGO, April 24.-Edwin Pardridge, the late Board of Trade plunger, died intestate, and his large estate will be distributed according to law. Application was made to the Probate Court late to-day for letters testamentary. From the agent who handled all of Mr. Pardridge's business, so far as his estate was concerned, it was learned that he left an estate valued at between \$2,700,000 and \$3,000,000, the greater part of which is real estate.

When Mr. Pardridge died it was not known whether he had left a will. Some of his family thought that he had, and it was said that Attorney Leening had drawn it. This was found to be incorrect, and a search through the private papers disclosed the fact that no will had been left. There are five children in the family, who, with the widow, will enjoy the fortune left by the Hoard of Trade man. They are Willard, Fred, and Laura Pardridge, Mrs. Charles Leeming, and Mrs. Price. According to law Mrs. Pardridge will get one half of the personal property and a dower interest in the real estate. The dower interest is a life estate in one-third of the real property and is considered about equal to one-fifth the cash value of the estate.

Mr. Pardridge had distributed large sums of money among the members of his family. It is said that all of the proceeds of the sale of the store property on State street were thus disposed of. whether he had left a will. Some of his family

CHILDREN MARCHED OUT CALMLY. Efficacy of the Fire Drill During a Blaze in St. Aloyslus Academy,

George Ruhland saw smoke issuing from the

attic windows of St. Aloyslus Academy in Grand street, between Warren and Washington streets, yesterday afternoon. He rang the front door bell. One of the Sisters of Charity connected with the academy opened the door, and Ruhland told her that he thought the building was on fire. The Sister notified Sister Thrysalin. who was in charge, and Ruhiand went up to investigate. He returned in a minute and reported that there was a lightary up stairs.

Sister Thrysalia sent word around to all the class rooms to get the 200 children out at ones. The afternoon classes had just begun, so that when the signal was given on the planos to march out, the children were naturally surprised, but they obeyed. The result showed the efficacy of the fire drill. The children, escorted by the Sisters marched down into the yard without any excitement or confusion, just as they go out twice a day for recess.

Meantime word had been sent to Police Head quarters, which is only three blocks away, and also to Truck Company No. 1, at Henderson and Grand streets. The first knowledge the children had of the cause of their dismissal was when the police arrived and the engines rattied up in front of the building. Chief hurphy took charge of the police and kept back the crowd. The fire was put out in about half an hour, the crowd dispersed, and the children went back to their class rooms. who was in charge, and Rubland went up to in-

Gov. Morton to Be in Brooklyn To-day. Gov. Morton arrived from Albany last night and went to his hotel, the Renaissance, in West Forty-third street. The Governor comes to attend the unveiling of the Grant monument in front of the Union League Club in Hedford avenue. Brooklyn, to-day, Gov. Morton and his staff will leave the hotel at mon to-day and will be entertained at lunch at the Oxford Club. Ulysses S. Grant, a son of Frederick Deat Grant and grandson of Gen. Grant, will unveil the monument. UP BOBS BOWLER AGAIN.

ANOTHER DESTANCE OF CONGRESS

BY THE COMPTROLLER.

He Says the Venezuelan Commission Can't Spend Any of Its \$100 000 for Rent, and the Senate Is Asked for Relief - Mr. Choate Calls Him a Pebble in the Cogs.

WASHINGTON, April 24. First Comptroller of the Treasury Robert B. Bowler, who made himself famous by withholding from the sugar planters of Louisiana and the West the bounty oted to them by Congress, has come into notoelety again. He has now decided that the Venzuela Boundary Commission has no power to use any portion of the \$100,000 appropriated by Congress for its use in the payment of rent for he very claborate offices which it occupies. Because of this decision of the all-powerful Mr. Bowler, Senator Allison, Chairman of the Com-mittee on Appropriations, is compelled to ask for further legislation to meet the Comptroller's opposition.

Senator Gorman and some of his colleagues widently think it is time to criticise the Adminstration's Venezuelan policy a little, and in the Senate to-day they caused the subject of the appropriation to go over until they could consider it fully. Mr. Gorman is one of the Senstors who think that Congress did a very foolish thing in upholding the hands of President Cleveland in his so-called war policy against England in the boundary dispute, and in the crief and sarcastic remarks which he made in the Senate to-day be voiced the hostility of himself and many of his colleagues, chiefly o the Democratic side of the chamber.

When the item in the Sundry Civil Appropria tion bill to pay the rent of the offices of the enezuelan Commission was reached to-day Mr. Gorman expressed his surprise at the neces sity of such an item, and at the fact that the Comptroller did not, without further legislation, audit and pass the vouchers for the rent of the offices occupied by the Commission. The law appropriating \$100,000 for the expenses of the Commission had been passed, he said, under great popular excitement, at the suggestion of the President; and it was then supposed to be broad enough to permit the commission to go abroad, collect maps, gain information, and take all the steps necessary to formation, and take all the steps heccessary to settle that great conflict. But here the First Comptroller stepped in, with a ruling that that inomentous Commission could not pay its rent. Mr. Allison admitted that it was a very ridiculous condition of affairs, but yet, he said, it existed, and had to be met.

Mr. Gorman added that there was a feeling throughout the country that the emergency out

isted, and had to be met.

Mr. Gorman added that there was a feeling throughout the country that the emergency out of which that Commission had originated had passed, if indeed it had ever existed. He was glad that it had dwindled down to a mere matter of office rent.

The Supreme Court of the United States to-day heard the concluding arguments of counsel upon the sugar bounty cases—by Mr. Joseph H. Choate in behalf of the claimants and by Solicitor-General Holmes Conrad for the Government. In the course of his susceed Mr. Choate briefly paid his respects to Comptroller Bowler, whose action necessitated the litigation, and who was an auditor of the argument throughout. He was speaking of the power of Congress to make the appropriation that had been withheld from the claimants, contending that the courts had no jurisdiction to review the action.

"Why," he said, "the cases are here merely by accident. A big pebble was found in the cogs of the Government, and these claimants were compelled to come here to get it removed so that the wheels might be allowed to go round."

At another period of his address Mr. Choate

so that the wheels might be allowed to go round."

At another period of his address Mr. Choate referred to the appropriation of money made by Congress to Lafayette.

"That was made," he continued, "to nartly discharge what they believed to have been a debt of gratitude for great and valuable services rendered to the United States in the Revolutionary war. And yet," with a significant leok at Mr. Howler, "if some persons had been in the Government at that time Lafayette would not have received that money on the ground that Congress had no power to make the appropriation."

FATALLY BURT IN A THIEF CHASE. Policeman Zimmerman Dies of His Fall

While Pursuing Burgiars Over Roofs. Policeman Charles Zimmerman of the East 104th street station died at the Harlem Hos pital last night of injuries he received on April 10 while chasing burgiars.

Early that morning Zimmerman post in East Ninety-eighth street, heard a noise in the hall of a flat house at the corner of Third avenue.

Opening the outer door, he found two burglars trying to force an entrance with jummies to a saloon on the ground floor of the building. When the burglars saw the policeman they ran When the burgiars saw the pointenant rey in the stairs.

Zimmerman summoned Policeman Hayden, and the two bluecoats ran up after the burgiars, who got out on the roof of the building. They ran over the reof to a scuttle at 1.794 Third

captured the burglars in the cellar of the house. Zimmerman managed to crawl after him, and helped to take the men to the station bouse.

There he fell in a faint and was removed to the Harlem Hospital. An operation was performed, but peritoritis set in, and Zimmerman's death followed.

The men arrested described themselves as George Ferguson of 309 East 122d street and Charles Williams of 122d street and Lexington areane. They were held in default of \$1,000 ball for trial.

CASH ON BOGUS FREIGHT RILLS.

A swindler has been at work the past few days among the produce commission merchants. He is a young man who appears at the place of business of a produce commission merchant with a bill for freight. The bill is properly made out and receipted, and, upon prescutation, the merchant, suspecting nothing wrong, pays the bill to the collector. Later the genuine bill is presented. Last Wednesday a young man appeared at the office of S. H. & E. H. Frost, 100 Park place,

201 Duane street.

The matter was reported to the railroad company, and they have been investigating the case.

A young man, 29 years old, at one time employed by the company, is suspected.

ANGEL DENNETT ACCUSED.

"Angel" Dennett, superintendent of Dr. Park-

A Former Parkhurst Agent Says that He Assaulted Him.

hurst's society, will be called upon to-day to explain to Magistrate Brann, at Yorkville Police uct, his alleged assault on David P. Saltzman Saltzman was recently arrested for black-mailing Mrs. Jacobs, keeper of a disorderly-house.

OFERBOARD TO AFOID ARREST.

BALTIMORE, April 24. The Donaldson line steamship Indrani arrived at Locust Point this morning without two men who sailed on he from Glasgow. They were cattlemen accused of theft, and both are believed to have leaped overboard in Chesapeake Bay to evade arrest. The missing men are William Parker, aged 10.

this city. It is believed they were drowned. punishment when the vessel reached Baltimore. This morning two life buoys from the quarter slid down the rope, and attempted to swin was anchored nearly two miles from the shore. Owing to the heavy sea running it is thought they could not have reached land.

PROVISION FOR A NEW TOMBS.

and the new building put in its place, connecting with what are now termed the "new wings used for women and boys, which will be left intact. The general style of architecture will correspond with that of the Criminal Courts

Clothing Sent Through the Mail to Mr. Black Under a Congressman's Frank, ADBANY, April 24.- A box addressed to the Hon. Frank S. Black, Congressman from this district, was received at the Troy Post Office yesterday. It was deadheaded through mails, bearing a Congressman's frank for the transportation of public documents, but the box was in such a damaged condition that the employees of the Post Office could not help observing that it contained a lot of underwear and white shirts and other material, which in no way could be construed to come under the head of public

the box from Washington to his home in Troy. Perhaps he did not, but some one certainly did, and that some one used a Congressman's frank. On the frank it is expressly stated that a fine of \$300 will be imposed if the sender is convicted of using it for any but official busi-

They Fire on Her While She Is Becalmed Off Morocco's Coast.

ublishes a despatch sent from Gibraltar by the Exchange Telegraph Company, which says that while A. B. Walker's yacht Alisa was returning to England from the recent regatta in the Mediterranean, she became becalmed off the coast of Morocco. Several Rifflans out off in a boat. and when within range fired a volley of musketry at the yacht. The Ailsa, not having any arms on board, made no reply, but a light breeze came up, which enabled her to get away

for His Homieldal Prank Five-year-old John Brady of 147 Columbia street, Brooklyn, is to appear this morning before Justice Tighe in the Butler Street Court daughter of Tailor Benjamin Bininowitz, a neighbor, into the cellar of his house and having tried to hang her with a piece of clothesline. On Thursday afternoon, while the children were playing on the sidewalk. John induced the

iar, and, standing on a box, made a noose and dropped it over the girl's head. He throw the other end of the line over a beam and pulled until the girl's feet were free of the floor. The arrival of an iceman probably stopped the execution of the child. She was suffering yesterday from a sore threat and severe bruises about the face. Her father says the boy admitted he had been playing hangman, but had not intended to hurt the girl.

ARMOUR SUED FOR \$1,150,000.

More Fred C. Schaub said to-day: the violations consisting of selling eleomargarine in this State made in imitation or semblance of butter. There are papers ready to be served upon other concerns for ponalties for similar offences during the same period."

Shipped Alleged Porgers to New York. PHILADELPHIA, April 24.—Accompanied by a voluntary escort representing the city detective bureau, Charles Becker and James Cregan, the professional forgers and check raisers who were arrested here on Saturday night, were bastoned yesterday to the Pennsylvania Railroad station. yesterday to the Pennsylvania Railroad station, where they took a train for New York. Of the \$1,700 which they nad at the time of their arrest only sufficient money was given them to buy tickets to New York. The remainder had been attached by banks at San Francisco which are alleged to have lost \$20,000 through this couple.

Shot Wife, Father-in-law, and Himself.

HUNTINGTON, W. Va., April 24. John Love of Milton last night shot his wife and his father-in-law, Joseph Mays, and then shot himself through the temple. Love and his wife had separated. They met at church

St. John's Grand Jury Gone Wrong, Too. the Commercial Bank directors. The vote shows that the eleven jurymen who refused to indict the directors are either relatives or employees of the accused. This fact adds to the public anger. The trown declines to present further indictinients to the Grand Jury. It will bring the cases for trial before a petty jury on Tues-day.

Ate Heartily, Rode His Wheel, and Bead rode his bicycle for an hour on the avenue. He returned home and entered the hathroom for a bath. His father heard a heavy fall. Burst-ing open the door, Edwin was found dead.

DROVE OUT THE LOBBYIST.

PRICE TWO CENTS.

BARNEY MARTIN CREATES A DIS

PERSION FOR THE SENATE. John H. Jewell Undertook to Remonstrats

About the Senutor's Action on a Bill Reinstating a Fireman, and the Honorable Barney Drove Him Of the Floor, ALBANY, April 24. Just before the Senate

sdjourned, shortly after 6 o'clock to-night, Senator Bernard F. Martin of New York created & diversion by driving from the floor of the Sens ate a man named John H. Jewell, who has been conspicuous about the lobbles and corridors throughout the session. Jewell says he is the business manager of the

Exclas Herald and department reporter, with offices at 200 Park row. His interest in legislative matters has been confined chiefly to bills affecting the Fire Department of New York city. which he has on more than one occasion claimed to represent officially. Assistant Corporation Counsel John Proctor Clarke is the official representative of the municipal administration in Albany, and he knows nothing of Jewell's status. The Senate was droning away, grinding out

bills as fast as the Clerk could call the roll, when a bill was reached providing for the reinstatement of two dismissed firemen named Burke and Drevett. Senator Martin was watching the calendar as the Clerk proceeded and the name Drevett caught his eye. He remembered that Battalion Chief Lally, when he was in Albany recently, had told him that a bill was to be introduced to reinstate Drevett, who had been dismissed for cowardice. Senator Martin asked that this bill be laid aside.

"I am reliably informed," he said, "that one of the men whom this bill seeks to reinstate was dismissed for cowardice. No such man should be restored, and this bill should not be passed until the Senate has had time to learn all the circumstances."

The bill was laid aside, and a moment later Jewell approached Senator Martin.
"You had no right to do that," he said, an-

grily. "The agreement was that another man should be added to this bill and then it should a go through. What do you mean by stopping it?" Mr. Martin was astounded. He did not know Mr. Martin was astounded. He did not know Jewell, and did not remember ever having seen him before. The Senator is good natured, but this was too much for him.
"I don't know you," he said. "How dare you approach me? What business have you got on the floor of the Senate anyhow? You get out of here, and don't let me see you on the floor again. If you come in here while I am here I will kick you out."

here, and don't let me see you on the floor again. If you come in here while I am here I will kick you out."

As he said this Senator Martin got up and followed Mr. Jewell, who fled hastily into the cashier's room, next to the Senate chamber. As Mr. Martin crossed the threshold Mr. Jewell slid out of the door and hastened over to the Resembly chamber. Mr. Martin returned to his seat. Although he had used no violence he was afraid ho might have offended the dignity of the Senate.

"Mr. President," he said, "I wish to apologize if I have invaded the traditions of this body,"

"No apology is necessary," replied President pro tem. Elisworth, who was in the chair. I think the Senate will agree that the Senator's action was both justifiable and commendable."

A number of Senators, Republicans and Democrats, approached Senator Martin and congratulated him on his vigorous protest against outside interference, Some of them told him that Mr. Jewell was one of the most persistent of the lobbylist with which the halls of the Legislature are crowded.

By this time the disturbance had been brought to the attention of Sergeant-at-Arms Benson, who was in the restaurant, He found Mr. Jewell in the Assembly chamber.

"I told him he must keep off the floor of the Senate hereafter," said Mr. Benson afterward. "And he said he had a right there as an official reporter. I looked up the list and consulted Clerk Kenyon and found that this statement was not true. Jewell will have to keep out after this."

RECOGNIZED SMITH AS A FORGER The Lawyer in Riverhead dall Wanted at

RIVERHEAD, L. I., April 24.-Frank C. Smith, lawyer, who is in fall here awaiting the action of the Grand Jury for defrauding the Edward Thompson Publishing Company of Northport. was this morning identified as a man wanted at Albany for forgery by William McCotter, a

Albany for forgery by William McCotter, a messenger boy. He declares that Smith is the man for whom he had cashed the fraudulent checks. Detective Joseph McCann of Albany visited Smith with McCotter. McCann says there is no question but that Smith is the man wanted in Albany.

Smith received a salary of \$5,000 a year at the time of his arrest. He is a noted writer on law subjects, and was a contributor to the Lawyer. He masses the time in his cell by writing articles on legal topics. He was visited today by his wife and two children. Word has been received that Smith is also wanted in Hoston.

ROBBED BY HIGHWAYMEN.

George Bechtel's Watch and Money Takes from Him at the Pistol's Point. PATERSON, April 24.—George Bechtel, who is

in the employ of James Mitchel, adairyman, was driving last night on the Preakness road when a man caught his horse by the bit and stopped him. At the same instant two men sprang into

him. At the same instant two men sprang into the wagon with revolvers in their hands. One of the highwaymen said to Hechtel:
"Come now; no fooling. Shell out."
Bechtel said he had no money. Then one of the men pressed the muzzle of his revolver against his templeand said:
"You move and you're a dead men."
The other man then searched Bechtel's pockets, and took his watch and \$10 in money. They then ordered him to drive on, and jumped out of the wagon. As soon as he started up his vehicle the three men began shooting at his wagon, One builet hit it. Bechtel says it was so dark that he should not be able to recognize his assailants.

Leopold Wise Sent to Jall as a Debtor

Leopold Wise, President of the corporation known as L. & C. Wise, shoe manufacturers was arrested yesterday morning by Deputy Sheriff Walgoring and taken to Ludlow street jall on an order issued by Justice Smyth in the jail on an order issued by Justice Smyth in the Supreme Court. The order directs his commitment to prison until the amount of a judgment obtained against him and Charles Wise for \$4.980, at the instance of H. J. Eddy and Edward E. Jones, is paid. The defendants in the judgment suit had until recently been paying installments of \$300 monthly according to stipulation between them and the plaintiffs, but on their failure to continue the installments, but on their failure to continue the installments the proceedings were taken which led to the arrest.

Consolidation and the City's Credit. According to Comptroller Fitch, the sale of

\$4,000,000 314 per cent. city gold bonds on May 4 will indicate to a certain extent what effect consolidation will have on the city's credit. "New York is the senior partner in the firm." said Mr. Fitch, " and will put up the most capital. It is New York that must supply the bulk of the income for the sinking fund, and in the preparation of the charter great care should be taken to protect the interests of the cuty. When the 'commission is appointed and ready to go to work I shall have some views on the financial situation to submit to the Commissioners."

James S. T. Stranahan of Brooklyn will be 88 years old to-day, but, owing to his lilness, there will be no birthday celebration at his home in Union street. He has been sick for over a year, but has lately been able to take a drive in the park, and it is expected he will spend the summer, as usual, in Seratura. Mr. Stramahan, has been one of the most earliest advocates of consolidation, and he has been greatly pleased over the trumph of the Greater New York bill.

Lamont Lvases a Monmouth Beach Cottage. Secretary Lamont leased yesterday for the aummer the cuttage of Vice-President Henry A. Tuck of the New York Life Insurance Company

Mr. l'eever's bill changing the corporate name of the Czwarty Pulk Ulanow Association of Buffalo to the Czwarty Pulk Ulanow Polskich Podipieka Matki Boski Czestochowski of Buffalo.

Husband of One of Them Found Bound is

the Cellar.

he murderer.

store and went down to investigate.

also crushed. Miss Miller had been instantly killed with a blow over her right eye. A little four-year-old girl escaped uninjured. Robbery was suggested

ICEBERG SEASON OPENS

markable than that of 1800, when the crystal nearly a degree below the southern steamship lane. A liner seldom dodges for sixteen hours among the glittering crags of the north Atlantic, as did the White Star steamship Britannic, which arrived yesterday from Liverpool and Queenstown. The first of the bergs were sighted at 8 A. M. on Tuesday, on the southeasterly longitude 47° 36'. Thereafter, for 180 knots until midnight, the officers in charge of the bridge kept the bells jangling at short inter-

her course.

Loyal Leaguers.

ator Thomas C. Platt yesterday, at 49 Broad-

and bowed and said: "And I wish to offer my congratulations to

MAYOR HAS THIRTEEN TEA CUPS.

When the Mayor after the hearing on the school bill last Saturday entertained a number of the women at tea, his guests admired his blue and white china very much and jokingly promised to give him another cup and saucer. The promise was kept and the other day the Mayor received a very handsome royal Worcester cup and saucer from Mrs. Edward Lauterbach. Yesterday he received from Mrs. John D. Townsend a white china cup and saucer that formerly belonged to Mrs. John C. Fremont. Now the Mayor has thirteen cups and saucers. When he had the tea party se had but eleven and there were thirtren persons present. It is said that the Mayor and School Commissioner Strauss, the only men there, drank out of saucers in order that the ladies might all have cups.

to the Mayor, it is a stuffed "skate," a horrible looking creature which seems to be a cross
between flab and bat. It has a thil and winglike flux, legs, a mouth full of teeth, and big
syes, and as it stands on its haunches on the
mantel of the Mayor's office it is chough to
make a man swear off for a year from every
thing but ica.

All the wite took a crack at the Mayor about
his "skate," some even asking him if he didn't
think it rash to get a skate when his gout
troubled him so much. The Mayor is going to
get copies of "Joe Miller" and present them to
all his subordinates.

WEYLER'S SLAUGHTER PEN.

A SCENE IN THE MOAT WHERE

The Reign of Terror Unrestrained Since the Captoin-General Became Convinced that the United States Would Remain

HAVANA, April 22.-Ger. Weyler is satisfied that nothing of the nature of intervention or ecognition of belligerency is to be looked for from Washington, at least for the present, and the public executions of prisoners of war, which were suspended for a time, have been resumed. There is supposed to be a general understanding among commanders of Spanish columns that no orisoners are to be taken in engagements in the field. All Cuban patriots who fall into the hands of the troops, through being wounded or from other cause, are likely to be shot at once and counted with the number killed in battle, Some of the Spanish commanders act accord-

their prisoners to Gen. Weyler in Havana.

The court martial before which these prisoners are tried is a perfunctory affair composed

tained. I heard no expressions of pity from spectators for the men, who knelt with the priests and prepared for the end. A young Lieutenant of the guard, who was ordered out to do the shooting, however, asked to be excused. He was a Cuban serving in the Spanish army. Another officer took his place. The men knelt facing the wall, and with their backs toward the firing squad. They showed no signs of flinching. A file of twelve soldiers was drawn up about ten each prisoner. There was an interval of silence

Her Cabinet Think We Will Not Help Cuba LONDON, April 24. - The Standard learns from Madrid that after the Cabinet council to-day Canovas del Castillo said neither the Govern-

Consales Said to Have Relieved the Spanish from Their Dire Extremity. MADRID. April 24 .-- A despatch to the Imfor five days by 3,500 insurgents under Rabi, whose guns were served by Americans. When Gen, Gonzalez relieved the fort its garrison was in a desperate plight. The supply of water was running short and the stores had been burned. Three times the garrison had been summoned to surrender, but every time it had refused. According to the despatch, which comes from official sources, only eight of the defenders of the fort were wounded, while on the first day of the sleep thirty-three insurgents were killed.

HAVANA, April 24.—Gen, Gonzalez Munoz reports that he has dispersed the insurgents who were besieging Fort Zanya, near Manzanillo. He went to the assistance of the beleasuered garrison with a column of troops on four gunboats and two tugs. The insurgents retired as soon as the troops landed and the gunboats opened fire upon them.

The insurgents had fired 111 volleys of grapeshot. They had two rapid-fire guns recently landed at Gusyabal. The artillery was served by American gunners. Among the killed was Col. Pena, chief of an expedition that recently landed in Cuba. The fort is in ruins.

Mamie Ahearn, 19 years old, of 36 Cherry street, walked out of a second-story window at 23 Howery early yesterday, and fell to the sidewalk, breaking her ankle. She and Mary Kelly, a friend, hired a room there about 3 o'clock Thursday. At half past 4 o'clock yesterday

Avenue.

Zimmerman when close behind them tripped and feil. Policeman Hayden came over the reef a minute later, and Zimmerman told him where the men had gone.

Hayden went down through the scuttle, and captured the burglars in the cellar of the house.

The Swindler Apparently Knew Something of the D., L. and W.'s Business.

with a D., L. and W. freight bill for \$12.88, charges on a consignment of apples shipped from Ringhamten. The bill was properly made out, and receipted by "J. H. Starin, per S." It is the custom of produce commission merchants to pay the freight on consignments of goods sent to them, and E. R. Frest directed that a check be given in payment. check be given in payment.

Not long after the visit of the collector the firm heard that other firms had been swindled at the same way on the same day. Other firms were: W. H. Liscomb & Co., 5: Park place; R. L. Hrower & Co., 4: Barclay street; i. Shanley lavis, 100 Barclay street; J. H. Kinlough & Co., 158 West street, and A. F. Young & Co., 201 Duane street.

of the Cooper Union Hotel, a former agent of the Parkhurst society. Saltzman got a warrant for Dennett's arrest yesterday. He said that he called at the New York Society for the Prevention of Vice, at Twenty-second street and Fourth avenue, to get some books and papers which belonged to him. Demoet asked him for the key of his desk, which he surrendered. He then took possession of his books and papers.

No sconer had he done so than Mr. "Angel" flew at him and, after partly throtting him, struck him two blows in his face with his elenched fist, lie then called him yile names, insuited his religion, and threatened to kick him out of the ruous of the Society for the Prevention of Vice, Saitzman added that the assault upon him, which was without provocation was witnessed by Mr. J. G. Scott, Dr. Parkhurst's atenographer, who has been subperased, and will be a witnesse this morating in the proceedings against Dennett.

Saitzman was recently arrested for blackcalled at the New York Society for the Preven-

Two Men, Accused of Theft, Jump from Steamer Of Battlmore.

and John Denavas, aged 23, residents of this Point last night the steward discovered that the storeroom had been broken open and a lot of canned goods stolen. The theft was traced to the cattlemen and they were threatened with deck railing were gone and a hawser dangled over the vessel's stern. It is supposed that to escape arrest the men stole the life buoys. ashore. They were probably drowned, as the water of the bay is yet ice cold and the steamer

Mayor Accepts the Andrews Bill-An Eight-Story Modern Prison. The Tombs prison, with its very inadequate accommodations, will not disgrace New York very much longer. Mayor Strong signed vesterday the Andrews bill, which appropriates \$800,000, one-half of which is for the rebuilding of the Tombs and the other half is for a new wing to the penitentiary on Blackwell's Island. No one opposed the bill. Commissioner Wright said that he was prepared to erect in front of the Tombs "new prison" an eight-story brick and stone building, with 300 cells, improved lighting, and an exercise quadrangle, with all the latest prison improvements. He said it would take at least a year to do the work. The massive Egyptian front of the Tombs will be torn down

DEADHEADED THE LINEN.

documents. It is supposed that Mr. Black sent

RIFF PIRATES AFTER THE AILSA.

LOSDON, April 24.-The St. James's Gazette Albany and Boston.

from the Hifflans and reach Gibraltar. TRIED TO HANG HIS PLAYMATE.

for having taken the four and a half years old

girl to go with him into the cellar, promising to show her how to play hangman. The boy picked up the clothesline in the celar, and, standing on a box, made a noose and

commissioner Schaub After the Anti-Oleomargarine Penalties. ALBANY, April 24. - Commissioner of Agriculcaused papers to be served to-day on Herman O. Armour as the representative of the Armour Packing Company in a suit instituted by our department against the company to recover penalties aggregating \$1,150,000 for violations of the Agricultural law during the year 1804.

last night, and after the services Love accompanied her and her father to their home, where they sat talking by the fire until nearly midnight, when Love suddenly rose and shot his father-in-law. The daughter ran out of the room, but Love followed and shot her and himself. Sr. Jons's, April 24. The Grand Jury made a formal presentment to-lay in the matter of

ROCHESTER, N. V., April 24. - Edwin W. Horne, a locksmith, went home from his work last evening, and, after eating a hearty meal, at Low Moor, Monmouth Beach, Secret v Lamout will be in New York a great dealduring the summer menths and the fallcampaign. Dr. Tuck will spend his summer in Europe. Improving a Corporate Title. ALBANY, April 24 .- Gov. Morton has signed